

GOVERNMENT OF ANDHRA PRADESH

A B S R A C T

Social Welfare Department—Land Acquisition for House Sites – Mahabubnagar District – Chenugonipally Village, Gadwal Mandal - Land Acquired for provision of house sites to the weaker section people – Sanction of Rs.1,34,233/- towards balance decretal charges in OP No.206/95 – Orders- Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O Rt.No. 85

Dated: 10.02.2014

Read the following

1. From the District Collector, Mahabubnagar Lr.No.G2/164/2003, dt23.01.2013.
2. From the Commissioner of Social Welfare, A.P., Hyderabad Lr.No.LA2/1937/ 2013, dated 08.04.2013.
3. From the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad Lr.No. SRP3/379/2013,Dt. 19.08.2013

O R D E R:

In the reference 3rd read above, as reported by the Commissioner of Social Welfare, A.P., Hyderabad/District Collector, Mahabubnagar, the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has stated that the LAO/Sub Collector, Gadwal has acquired land to an extent of Ac.1.90 Cts in sy.No.264/B, 548/B of Chenugonipally Village, Gadwal Mandal for the purpose of providing house sites to the weaker sections duly passing the Award vide Proc. No 12/1994 dated 12.12.1994 by fixing the market value @ Rs.8000/- per acre. On referring the petition u/s 18 of the LA Act the reference was registered as OP. No : 206/95. The Senior Civil Judge, Gadwal delivered Judgement in OP. No. 206/95 on 14.02.2006 fixing the market value @ Rs. 22,050/- per acre. The AGP, Gadwal vide Lr dated 16.3.2006 has advised the RDO, Gadwal, to file an appeal before the Hon'ble High Court against the order in O.P No.206/95 and also advised to file a petition seeking stay of execution of Decree. The RDO, Gadwal vide Lr. Dated 27.3.2006 has requested the Administrator, G.P office, A.P., High Court to file an Appeal as the enhancement in OP No.206/95 is more than 50% amount awarded by the LAO i.e., Rs. 8,000/- to Rs. 22,050/- and also requested to inform the A.S No. assigned by the Court. The Government Pleader for Appeals, AP High Court vide his Lr dated 03.11.2008 has informed that “an appeal was filed bearing SR No.6159/2006 on 28.4.2006 aggrieved by the orders in OP No.206/95 on the file of the Sr. Civil Judge, Gadwal on 14.02.2006. The same was returned by the High Court Registry with certain office objections on 05.06.2006 in spite of several reminders, no person concerned has come forward to comply with those objections by producing the required material till today. The Government Pleader for Appeals, A.P., High Court has further stated that, more than 3 years have been elapsed and the matters have not been represented so far. The Government Pleader for Appeals, A.P., High Court has opined that it is advisable to comply with the orders in the O.P so as to at least avoid future interest”. The Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has further stated that the District Collector, Mahabubnagar has reported that the facts noted above the Government , is liable to pay market value @ Rs. 22,050/- per acre against Rs. 8000/- p.a. fixed by LAO. The Land holders are eligible for all other statutory benefits in addition to market value fixed by the High Court. The District Collector, Mahabubnagar has submitted proposal for an amount of Rs. 1,34,233/- towards final decretal charges to be deposited in respect of O.P. No. 206/95 for the lands acquired to an extent of Ac.1.90 Cts in Sy.No.264/B & 548/B situated at Chenugonipally Village, Gadwal Mandal, of Mahabubnagar District for providing house sites to the weaker section people.

2. After verification and scrutiny of the proposals submitted by the Commissioner of Social Welfare, A.P., Hyderabad/District Collector, Mahabubnagar, the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has sent comparative calculation sheet for an amount of Rs. 1,34,233/- (Rupees One lakh thirty four thousand two hundred and thirty three only) towards final decretal charges to be deposited in respect of O.P. No. 206/1995 for the lands acquired to an extent of Ac.1.90 Cts in Sy. No. 264/B & 548/B situated at Chenugonipally Village, Gadwal Mandal, of Mahabubnagar District for providing house sites to the weaker section people.

3. Government, after careful examination of the above proposal, hereby accord permission to the Commissioner of Social Welfare, A.P., Hyderabad for release an amount of Rs. 1,34,233/- (Rupees One lakh thirty four thousand two hundred and thirty three only) to the District Collector, Mahabubnagar towards final decretal charges to be deposited in respect of OP. No : 206/1995 for the lands acquired to an extent of Ac.1.90 Cts in Sy.No.264/B & 548/B situated at Chenugonipally Village, Gadwal Mandal, of Mahabubnagar District for providing house sites to the weaker section people.

4. The expenditure sanctioned in para (3) above shall be met within the BE.2013-14 and debited to the following Head of Account:

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.

5. The Commissioner of Social Welfare, A.P., Hyderabad is directed to issue necessary Proceedings to the District Collector, Mahabubnagar to comply with the Court orders in OP. No.206/1995.

6. The District Collector, Mahabubnagar shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions vide U.O Note No.12869/196/A1/Expr.SW/2009 dated 22.05.2009 and U.O No. 15926/256/A1/1/Expr.SW/09, dated 17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)**

To

The Spl Chief Secretary & Chief Commissioner of Land Administration,
A.P., Hyderabad

The Commissioner of Social Welfare, A.P., Hyderabad,
The District Collector, Mahabubnagar .

Copy to:

The Director of Treasury & Accounts, A.P., Hyderabad,
The Accountant General, A.P., Hyderabad,

The District Treasury Officer, Mahabubnagar District.

Finance (Exp.SW/BG) Department

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER